



PTO/SB/01 (08-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**Declaration
Submitted
With Initial
Filing

OR

Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e))
required)

Attorney Docket Number	48679
First Named Inventor	FAN, Shihe et al.
COMPLETE IF KNOWN	
Application Number	10/726,574
Filing Date	December 4, 2003
Art Unit	1638
Examiner Name	

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD OF EX VITRO SOWING, GERMINATION, GROWTH AND CONVERSION OF
PLANT SOMATIC EMBRYOS OR GERMINANTS, AND NUTRIENT MEDIUM USED
THEREFOR**

(Title of the Invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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DECLARATION — Utility or Design Patent ApplicationDirect all correspondence to: ☒ Customer Number: 02048 OR ☐ Correspondence address below

Name

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any])

SHIHE

Family Name

or Surname

FAN

Inventor's
Signature

Date

Mar 17, 2003

Residence: City

EDMONTON

State

ALBERTA

Country

CANADA

Citizenship

CANADIAN

Mailing Address

G303 12025-25 AVENUE

City

EDMONTON

State

ALBERTA

ZIP

T6T 4G6

Country

CANADA

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name

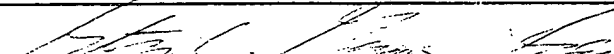
(first and middle [if any])

STEVEN CHARLES

Family Name

or Surname

GROSSNICKLE

Inventor's
Signature

Date

Residence: City

NORTH SAANICH

State

BRITISH COLUMBIA

Country

CANADA

Citizenship

U.S.

Mailing Address

1325 READINGS DRIVE

City

NORTH SAANICH

State

BRITISH COLUMBIA

ZIP

V81 5K7

Country

CANADA



Additional inventors or a legal representative are being named on the 1 supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.



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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	Attorney Docket Number	48679
	First Named Inventor	FAN, Shihe et al.
	COMPLETE IF KNOWN	
	Application Number	10/726,574
	Filing Date	December 4, 2003
	Art Unit	1638
<input type="checkbox"/> Declaration Submitted With Initial Filing	OR	<input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)
Examiner Name		

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD OF EX VITRO SOWING, GERMINATION, GROWTH AND CONVERSION OF
PLANT SOMATIC EMBRYOS OR GERMINANTS, AND NUTRIENT MEDIUM USED
THEREFOR***(Title of the Invention)*

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT InternationalApplication Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.


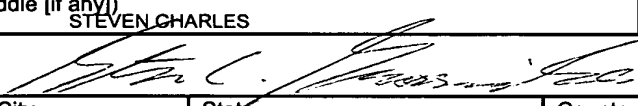
[Page 1 of 2]

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 02048		OR <input type="checkbox"/> Correspondence address below	
Name			
Address			
City		State	ZIP
Country	Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) SHIHE		Family Name or Surname FAN	
Inventor's Signature 		Date	
Residence: City EDMONTON	State ALBERTA	Country CANADA	Citizenship CANADIAN
Mailing Address G303 12025-25 AVENUE			
City EDMONTON	State ALBERTA	ZIP T6T 4G6	Country CANADA
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) STEVEN CHARLES		Family Name or Surname GROSSNICKLE	
Inventor's Signature 		Date	
Residence: City NORTH SAANICH	State BRITISH COLUMBIA	Country CANADA	Citizenship U.S.
Mailing Address 1325 READINGS DRIVE			
City NORTH SAANICH	State BRITISH COLUMBIA	ZIP V81 5K7	Country CANADA
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the <u>1</u> supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			



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PTO/SB/02A (08-03)

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DECLARATION

ADDITIONAL INVENTOR(S)

Supplemental Sheet

Page 1 of 1

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
MARLIES		RISE	
Inventor's Signature <i>[Signature]</i>		Date <i>Jan. 12, 2004</i>	
VICTORIA Residence: City	B.C. State	CANADA Country	CANADIAN Citizenship
1677 HOLLYWOOD CRESCENT Mailing Address			
Mailing Address			
VICTORIA City	BRITISH COLUMBIA State	V8S 1J2 Zip	CANADA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
STEPHEN M.		ATTREE	
Inventor's Signature <i>[Signature]</i>		Date <i>12 Jan 2004</i>	
VICTORIA Residence: City	BRITISH COLUMBIA State	CANADA Country	BRITISH Citizenship
749 BYNG STREET Mailing Address			
Mailing Address			
VICTORIA City	BRITISH COLUMBIA State	V8S 5B1 Zip	CANADA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
RAYMUND		FOLK	
Inventor's Signature <i>[Signature]</i>		Date <i>January 12, 2004</i>	
SIDNEY Residence: City	BRITISH COLUMBIA State	CANADA Country	CANADIAN Citizenship
9604 SEVENTH STREET Mailing Address			
Mailing Address			
SIDNEY City	BRITISH COLUMBIA State	V8L 2V3 Zip	CANADA Country

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: FAN, Shihe et al.

Application No./Patent No.: _____ Filed/Issue Date: December 4, 2003

Entitled: METHOD OF EX VITRO SOWING, GERMINATION, GROWTH AND CONVERSION ...

CELLFOR INC., a CORPORATION
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

16 JANUARY 2004
Date
(250) 544-0787
Telephone number

DAVE ELLIS
Typed or printed name
Dave Ellis
Signature
Director Operations
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

COPY



48679

U.S. ASSIGNMENT
PENDING DES/PAT APPLICATION
INDIVIDUAL(S) TO CO/IND

I/We,

Shihe FAN of G303 12025-25 Avenue, Edmonton, AB T6T 4G6, CANADA;Steven Charles GROSSNICKLE of 1325 Readings Drive, North Saanich, BC V81 5K7, CANADA;Marlies RISE of 1677 Hollywood Crescent, Victoria, BC V8S 1J2, CANADA;Stephen M. ATTREE of 749 Byng Street, Victoria, BC V8S 5B1, CANADA;Raymund FOLK of 9604 Seventh Street, Sidney, BC V8L 2V3, CANADA

(name and address of assignor(s))

in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, do hereby sell and assign to:

CELLFOR INC. of P.O. Box 133, Brentwood Bay, British Columbia, V8M 1R3 CANADA

hereinafter called the assignee, the entire right, title and interest in and to the invention entitled

METHOD OF EX VITRO SOWING, GERMINATION, GROWTH AND CONVERSION
OF PLANT SOMATIC EMBRYOS OR GERMINANTS, AND NUTRIENT
MEDIUM USED THEREFORas disclosed in the United States patent application Serial No. 10/726,574 filed December 4, 2003.

and in and to said United States patent, and in and to any and all reissues and extensions thereof, in and for the United States, Canada, and all other countries, the same to be held and enjoyed by the said assignee, its successors, assigns, or legal representatives to the full ends of the terms for which all Letters Patent therefor is granted, as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made, this assignment including the right to take action and recover in respect of any infringement of the patent that took place prior to the date of this assignment.

SIGNED at

U of Albertathis 5 day of April 2004

Date

April 5/2004

Witness

Pamela Bussey

Address

751 General Services Bldg
Edmonton, AB
T6G 2H1Shihe FAN

COPY



Page 2
CellFor Inc.
48679

Date : _____

Witness : _____

Address : _____

Steven Charles GROSSNICKLE

Date : _____

Witness : _____

Address : _____

Marlies RISE

Date : _____

Witness : _____

Address : _____

Stephen M. ATTREE

Date : _____

Witness : _____

Address : _____

Raymund FOLK



COPY

48679

U.S. ASSIGNMENT
PENDING DES/PAT APPLICATION
INDIVIDUAL(S) TO CO/IND

I/We,

Shihe FAN of G303 12025-25 Avenue, Edmonton, AB T6T 4G6, CANADA;

Steven Charles GROSSNICKLE of 1325 Readings Drive, North Saanich, BC V81 5K7, CANADA;

Marlies RISE of 1677 Hollywood Crescent, Victoria, BC V8S 1J2, CANADA;

Stephen M. ATTREE of 749 Byng Street, Victoria, BC V8S 5B1, CANADA;

Raymund FOLK of 9604 Seventh Street, Sidney, BC V8L 2V3, CANADA

(name and address of assignor(s))

in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, do hereby sell and assign to:

CELLFOR INC. of P.O. Box 133, Brentwood Bay, British Columbia, V8M 1R3 CANADA

hereinafter called the assignee, the entire right, title and interest in and to the invention entitled

**METHOD OF *EX VITRO* SOWING, GERMINATION, GROWTH AND CONVERSION
OF PLANT SOMATIC EMBRYOS OR GERMINANTS, AND NUTRIENT
MEDIUM USED THEREFOR**

as disclosed in the United States patent application Serial No. 10/726,574 filed December 4, 2003.

and in and to said United States patent, and in and to any and all reissues and extensions thereof, in and for the United States, Canada, and all other countries, the same to be held and enjoyed by the said assignee, its successors, assigns, or legal representatives to the full ends of the terms for which all Letters Patent therefor is granted, as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made, this assignment including the right to take action and recover in respect of any infringement of the patent that took place prior to the date of this assignment.

SIGNED at _____

this _____ day of _____.

Date : _____

Shihe FAN

Witness : _____

Address : _____

COPY



Page 2
CellFor Inc.
48679

Date : JAN. 14, 2004

Witness : Ann Grossnickle

Address : 1325 Readings Dr.
Sidney BC
V8L5K7


Steven Charles GROSSNICKLE

Date : Jan. 12, 2004

Witness : Ann Grossnickle

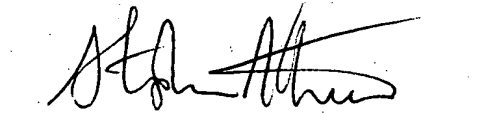
Address : 8-1677 Hollywood Cres.
Victoria, BC V8S 1T2
Canada


Marlies RISE

Date : Jan. 12, 2004

Witness : Ann Grossnickle

Address : 9604 SEVENTH ST.
SIDNEY, BC V8L 2V3
CANADA


Stephen M. ATTREE

Date : Jan. 12, 2004

Witness : Ann Grossnickle

Address : 9604 SEVENTH ST.
SIDNEY, BC V8L 2V3
CANADA


Raymund FOLK



PTO/SB/81 (09-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM

Application Number	107726,574
Filing Date	December 4, 2003
First Named Inventor	FAN, Shihe et al
Title	Method of Ex Vitro Sowing ...
Art Unit	
Examiner Name	
Attorney Docket Number	48879

I hereby appoint:

☒ Practitioners associated with the Customer Number:

02048

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City	State	Zip		
Country				
Telephone	Fax			

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Name	Robert G. LAWRENCE		
Signature	<i>R. Lawrence</i>		
Date	April 5, 2004	Telephone	(250) 544-0787 #261

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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